

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
EASTERN DIVISION**

**FRANK C. MELLO,**

**PLAINTIFF,**

**VS.**

**CIVIL ACTION NO. 1:02CV366-P-D**

**SARA LEE CORPORATION;  
THE NORTHERN TRUST COMPANY; AND  
SARA LEE CORPORATION CONSOLIDATED  
PENSION AND RETIREMENT PLAN,**

**DEFENDANTS.**

**FINAL JUDGMENT**

Pursuant to the Fifth Circuit Court of Appeals' Opinion and Order in *Mello v. Sara Lee Corporation, et al.*, 431 F.3d 440 (5<sup>th</sup> Cir. (Miss.) Nov. 22, 2005), the court finds that the plaintiff's claims should be dismissed.

**IT IS THEREFORE ORDERED AND ADJUDGED** that:

- (1) All of the plaintiff's claims are hereby **DISMISSED WITH PREJUDICE**; and
- (2) This case is **CLOSED**.

**SO ORDERED** this the 16<sup>th</sup> day of February, A.D., 2006.

/s/ W. Allen Pepper, Jr.  
W. ALLEN PEPPER, JR.  
UNITED STATES DISTRICT JUDGE